IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 4TH JUNE 2007 / 14TH JYAISHTA 1929

Bail Appl..No. 3276 of 2007()

CRIME NO.347/2007 OF HILL PALACE POLICE STATION, THRIPPUNITHURA

PETITIONER

VARGHESE.C.T., S/O.C.A.THOMAS,
AGED 42 YEARS, PHARMACIST AYURVEDA COLLEGE
HOSPITAL, THRIPPUNITHURA, RESIDING AT
CHRAYATHUMANJIYIL HOUSE, AMBADIMALA EAST,
THIRUVANKULAM P.O., ERNAKULAM DISTRICT.

BY ADV. SRI.P.M.JOSHI

RESPONDENTS:

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1. THE CIRCLE INSPECTOR OF POLICE,
HILL PALACE POLICE STATION, THRIPPUNITHURA,
ERNAKULAM DISTRICT.

2. THE SUB INSPECTOR OF POLICE,
HILL PALACE POLICE STATION, THRIPPUNITHURA.
RESPONDENTS ARE REPRESENTED BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 3276/2007

Dated this the 4th day of June, 2007

O R D E R

Petitioner who is the accused in Crime No.347/2007 of Hill Palace Police Station, Thrippunithura, for offences punishable under Sections 3(1) (xi) and (xii) of Scheduled Cast and Scheduled Tribe (Prevention of Atrocities) Act, 1989, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on any day between 11-6-2007 and 13-6-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall thereafter be produced on the same day before the Magistrate who shall consider his application for regular bail preferably on the same date on which such application is filed, bearing in mind the decision reported in **Shalu v. State of Kerala (2000 (3) KLT 452).**

This petition is disposed of as above.

V.RAMKUMAR, JUDGE

mrcs